Writ Petition No. 7112 of 2001 (S/S)

Shanti Lal Sah and others--------- Petitioners

Versus

State of Uttaranchal and others……. Respondents

Hon'ble M.M. Ghildiyal J.

Heard Sri Sharad Sharma learned counsel holding brief of Sri H.V.Shah learned counsel for the petitioners and learned Standing Counsel.

The controversy raised in this writ petition has already been settled by Hon'ble High Court of Judicature at Allahabad, Lucknow Bench, Lucknow, in the case of R.S.Kamboj and others Versus State of U.P. vide judgment dated 28.01.1992 passed in Writ petition no.4 79 of 1985. The State of U.P. filed S.L.P. against this order in Hon'ble Supreme Court and Hon'ble Supreme Court dismissed the S.L.P. on 19.10.1992. Now the State government has moved an application praying for time to file counter affidavit.

The controversy raised in this writ petition has already been settled by the Hon'ble Court which has been confirmed by Hon'ble Supreme Court. The application moved by the State Government for time is rejected.

The writ petition is decided in terms of above judgment in the case of R.S.Kamboj and others Vs. State of U.P. and others.

July 17, 2003
MPS

(M.M. Ghildiyal, J.)